

REMARKS

Applicant respectfully requests reconsideration of the present application. On entry of the above amendment, Claims 38-64 are pending in the application.

Rejection of Claim 1 Under 35 U.S.C. § 101

Claim 1 is rejected under 35 U.S.C. § 101 as claiming the same invention as that of Claim 1 of U.S. Patent No. 6,658,871 to *Stein*. Applicant submits that this rejection is moot in view of the cancellation of Claim 1 herein. Consequently, withdrawal of this rejection is appropriate.

Rejection of Claims 38-42, 44, 46-50, 59 and 61-64 Under the Judicially Created Doctrine of Double Patenting

Claims 38-42, 44, 46-50, 59 and 61-64 are rejected under the judicially created doctrine of double patenting over Claims 30, 32 and 34 of *Stein*. Applicant submits that upon entry of the Terminal Disclaimer enclosed herewith, this rejection is moot. Accordingly, Applicant requests withdrawal of this rejection.

Rejection of Claims 43, 45, 51-58 and 60 Under the Judicially Created Doctrine of Obviousness-Type Double Patenting

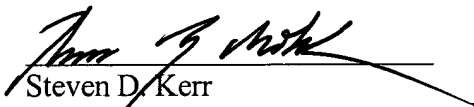
Claims 43, 45, 51-58 and 60 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 30, 32 and 34 of *Stein*. Applicant submits that this basis of rejection is moot in view of the Terminal Disclaimer filed herewith. Thus, withdrawal of this rejection is appropriate.

CONCLUSION

Applicant submits that with the entry of the above amendment the present application is in condition for allowance and requests that an early notice of allowance be issued. If issues may be resolved through Examiner's amendment, or clarified in any manner, a call to the undersigned is respectfully requested.

Respectfully submitted

7/1/04
Date


Steven D. Kerr
Registration No. 32,472
Thomas B. McGurk
Registration No. 44,920

WOMBLE CARLYLE SANDRIDGE & RICE
P. O. Box 7037
Atlanta, Georgia 30357-0037
(404) 888-7462 (Telephone)
(404) 879-2994 (Facsimile)
Docket No.: S070 1191.1